

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0203/P1dn
EVM:sac:rs

March 20, 2013

ATTN: Jamie Julian

Please review the attached draft carefully to ensure that it is consistent with your intent. The following are several issues you may wish to consider in your review of this draft.

1. This draft does not include a provision allowing a municipal utility to access unclaimed property. Do you have a procedure in mind? For example, what would you like to require be provided to the holder of unclaimed property before it is released to a utility? Which holders of unclaimed property should be included?
2. The provision included at s. 196.37 (5) of this draft states that various rules and practices are not unreasonable or unjustly discriminatory. That provision, however, does not clearly permit a municipal utility to adopt rules and practices. Would you like a more clear authorization?
3. The term "usual cost" in s. 66.0809 (6) (a) of this draft is ambiguous. Would you like to clarify the term?
4. I reworded the discontinuance authorization in s. 66.0809 (6) (b) to permit discontinuance only when a customer is out-of-compliance with par. (a). The provided language could be read to allow discontinuance if the "usual cost" changed, whether or not the customer was aware. Please let me know if this does not meet your intent.
5. I am not certain what is the import of the second sentence of s. 66.0809 (8) of this draft. Is there a need to define a "customer?" Are both this provision and s. 66.0809 (5) (a) 3. necessary?

Please let me know if you would like any changes made to the attached draft or if you have any questions. If the attached draft meets with your approval, let me know and I will convert it to an introducible "/1" draft.

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